



461.007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
Eduardo Trifoni, et al. :
Serial No.: 10/524,040 :
Filed: 02/09/2005 :
For: MEMBRANE... GENERATOR :

Hedman and Costigan
1185 Avenue of the Americas
New York, NY 10036
May 31, 2006

RENEWED RULE 47(A) PETITION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the decision on petition dated March 21, 2006, Applicants renew the request for granting the petition in view of the new declaration of Ms. Tuosto filed herewith and the remarks presented herein.

In the decision dated March 21, 2006, the PCT Attorney advisor indicated that items (1), (3) and (4) of Rule 47 had been complied with but held that item (2) had not been complied with. The declaration of Ms. Tuosto was deemed insufficient as the proof was detailed enough.

Applicants are submitting herewith another declaration by Ms. Tuosto with a letter and an English translation thereof which mailed the application, drawings and declaration and assignment to Mr. E. Trifoni for execution which has not been returned nor responded to.

Taken with his refusal to execute earlier applications for Nuvera, it is deemed to clearly establish that he is refusing to execute the present application and therefore, granting of the petition is requested.

Respectfully submitted,
Hedman and Costigan

A handwritten signature in black ink, appearing to read 'che' followed by a stylized flourish.

Charles A. Muserlian #19,683
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CAM:mlp
Enclosures